

Canfield, Ohio
March 2008

The Board of Park Commissioners of Mill Creek MetroParks met in Regular Session on Monday, March 17, 2008, at 6:00 p.m., with members M. Virginia Dailey, Carl Nunziato, and Rick Shale present.

This being the second meeting of 2008, and their bonds having been duly provided, the election of officers in accordance with Section I-b of the By-Laws of the Board of Park Commissioners was commenced. David Imbrogno, Secretary of the Board, acted as temporary chairman and asked for a motion for the election of officers for 2008. Mr. Nunziato moved that Ms. Dailey be elected President for 2008. The motion was seconded by Dr. Shale and passed. Dr. Shale moved that Mr. Nunziato be elected 1st Vice President. The motion was seconded by Ms. Dailey and passed. Ms. Dailey moved that Dr. Shale be elected 2nd Vice President. The motion was seconded by Mr. Nunziato and passed. Mr. Imbrogno returned control of the meeting to Ms. Dailey.

Dr. Shale moved the Minutes of the Meetings of February 19 and 29, 2008, be approved with a correction on the February 19 minutes, to the Bid Tabulations for Fungicides, to reflect an error reported on Subdue Maxx. The motion was seconded by Mr. Nunziato and passed.

Dave Christy, Treasurer, presented the Treasurer's Report. Dr. Shale moved, the funds having been certified as on hand and duly appropriated, that disbursements #42959 through #43175 be approved. The motion was seconded by Mr. Nunziato, and the vote taken resulted as follows:

Voting Aye: Dailey, Nunziato, Shale
Voting Nay: None

After an explanation of the procedures for internet banking services with Farmers National Bank by the Treasurer, Mr. Nunziato moved that the Board authorize the Treasurer to sign all necessary agreements.

The motion was seconded by Dr. Shale and the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Dailey, Nunziato, Shale
Voting Nay: None

Steve Avery, Chief Landscape Architect gave details regarding Resolution R-08-01, ODOT Park District Road Improvement Fund, 2008-2009 Biennium.

Dr. Shale moved the following resolution be accepted.

R-08-01
ODOT PARK DISTRICT ROAD IMPROVEMENT FUND, 2008-2009 BIENNIUM

WHEREAS, the Director of the Ohio Department of Transportation (ODOT), in accordance

with ORC
5511.06, has approved a discretionary funding allocation for the ODOT Park District
Road Improvement
Fund for the 2008-2009 biennium, and

WHEREAS, under specific agreement with ODOT, the Ohio Parks and Recreation Association
(OPRA)
is serving as the management liaison for the ODOT Park District Road Improvement Fund,
and

WHEREAS, the Mill Creek Metropolitan Park District (MCMPD) is eligible to receive the
funds based
on the following criteria: MCMPD was created according to Ohio Revised Code Section
1545; MCMPD
owns and manages property in Mahoning County; and MCMPD has adequate resources to
coordinate
construction and maintenance of improvement projects, and

WHEREAS, a funding distribution formula approved by the Director of ODOT, which is
based upon
motor vehicle registrations within each county on a State biennium basis, has allocated
\$113,375.46 to the
MCMPD for the 2008-2009 biennium, and

WHEREAS, the road improvement funds are specifically for use in improving Park District
drives or
parking lots, and

WHEREAS, Calvary Run Drive, Calvary Run Picnic Area parking lot, Lake Glacier Dam
parking lot,
Log Cabin parking lot and Glacier Boathouse parking lot in Mill Creek Park need to be
improved.

THEREFORE BE IT RESOLVED, the Board of Park Commissioners of the Mill Creek
Metropolitan
Park District agree as follows:

1. The Executive Director of the Mill Creek Metropolitan Park District is hereby
authorized and
directed to file the necessary scoping, programming and environmental documents and to
execute
an Agreement for the project with ODOT, and
2. The Executive Director is hereby authorized and directed to have plans and
specifications
prepared for advertisement of public bids by the Park District, and
3. The Board of Park Commissioners agrees to pay all project costs in excess of
the amount allocated
by ODOT.

The motion was seconded by Mr. Nunziato and the roll being called upon its
adoption, the vote
resulted as follows:

Voting Aye: Dailey, Nunziato, Shale
Voting Nay: None

Dave Christy gave details regarding Resolution R-08-03, Granting Authority to
Sign Park District
Checks and Communicate Wire Transfers and/or Ach Transactions.

Dr. Shale moved the following resolution be accepted.

R-08-03
RESOLUTION GRANTING AUTHORITY TO SIGN PARK DISTRICT CHECKS

AND COMMUNICATE WIRE TRANSFERS AND/OR ACH TRANSACTIONS

WHEREAS, the Mill Creek Metropolitan Park District is a park district located in Mahoning County, Ohio, created pursuant to Section 1545.041 of the Ohio Revised Code; and

WHEREAS, in order to conduct the financial affairs of the Board of Park Commissioners of the Mill Creek Metropolitan Park District, the Treasurer of the Board of Park Commissioners is authorized to open bank accounts as directed by the Board; and

WHEREAS, it is necessary to insure the proper issuance of all checks drawn against any bank account of the Board of Park Commissioners;

NOW, THEREFORE BE IT RESOLVED:

1. That all checks drawn against any bank account of the Treasurer of the Board of Park Commissioners, Mill Creek Metropolitan Park District shall be signed either by the Treasurer, Administrative Services Director, Executive Director/Secretary and one member of the Park Board, or by any two members of the Park Board.
2. That all checks drawn against the Payroll/Petty Cash Account be signed by any two of the following: The Treasurer, Administrative Services Director, Office Manager or the Executive Director.
3. That facsimile signatures are authorized on all checks drawn against any bank account of the Treasurer of the Board of Park Commissioners, Mill Creek Metropolitan District, and the Payroll/Petty Cash account.
4. That authority to communicate Wire Transfers between any Park District accounts, either by fax, telephone or internet cash management, be given to the Treasurer or Staff Accountants. Further, authority be given to the Treasurer or Staff Accountants for ACH (Automated Clearing House) transactions/files on behalf of the Mill Creek MetroParks for payroll direct deposit.
5. That this Resolution supersedes any and all pervious Resolutions granting authority to sign Park District checks and takes effect on March 18, 2008.

NOW BE IT FURTHER RESOLVED THAT THE Secretary of the Board of Park Commissioners, Mill Creek Metropolitan Park District be directed to furnish all financial institutions in which funds of the Board of Park Commissioners are deposited, a copy of this Resolution together with the signatures of all persons authorized to sign checks drawn on accounts of the Park District.

The motion was seconded by Mr. Nunziato and the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Dailey, Nunziato, Shale
Voting Nay: None

Steve Avery, Chief Landscape Architect gave details regarding Resolution R-08-04, Calvary Run Stream Restoration & LPA Agreement with ODOT.

Mr. Nunziato moved the following resolution be accepted.

R-08-04

CALVARY RUN STREAM RESTORATION & LPA AGREEMENT WITH ODOT

WHEREAS, the Ohio Department of Transportation (ODOT) is required to mitigate impacts to streams throughout Mahoning County on ODOT project identification number 21187, known as MAH-62-1059, and

WHEREAS, ODOT and the Mill Creek Metropolitan Park District (MetroParks) have identified the need for Calvary Run in Mill Creek Park to be restored to a natural stream channel to improve water quality and to provide for a healthier habitat for plants and animals, and

WHEREAS, ODOT has established an ODOT project identification number and name for the Calvary Run restoration project as follows: PID #80463; MAH-Deep Ditch Stream Mitigation, and

WHEREAS, the MetroParks Board of Park Commissioners approved Resolution R-06-02 on February 21, 2006 agreeing to participate with the Ohio Department of Transportation (ODOT) on above described project, and

WHEREAS, ODOT will provide 100% of the total construction cost for the Calvary Run restoration project, including construction engineering, inspection and testing, less the costs associated with the replacement of the existing 48" culvert under Calvary Run Drive, and

WHEREAS, the MetroParks agrees to assume and bear the entire cost and expense of the culvert replacement portion of the entire project as indicated in the plans, less Federal funds approved through the Eastgate Regional Council of Governments (Eastgate), set aside by the Director of Transportation for the financing of this improvement from funds allocated to the Board of Park Commissioners for this improvement, and

WHEREAS, the MetroParks agrees to assume and bear one hundred percent (100%) of the cost of any construction items requested by the Board of Park Commissioners on the entire improvement, which are not necessary for the improvement as determined by ODOT, and

WHEREAS, ODOT has approved said Resolution R-06-02 proposing cooperation and has caused to be made plans and specifications and an estimate of cost and expense for the stream improvements and has transmitted copies of the same to the MetroParks, and

WHEREAS, ODOT's final estimate for the culvert portion of the project is in the amount of One Hundred Forty-One Thousand Ninety and 00/100 Dollars (\$141,090.00), and said estimated amount will

be adjusted in order that the MetroParks' ultimate share of said improvement shall correspond with said percentages of actual costs when said actual costs are determined, and

WHEREAS, it is the MetroParks desire that the Director of ODOT proceed with the Calvary Run stream restoration project.

THEREFORE BE IT RESOLVED the Board of Park Commissioners of the Mill Creek Metropolitan Park District agrees as follows:

1. The estimated sum of One Hundred Forty-One Thousand Ninety and 00/100 Dollars (\$141,090.00) will be appropriated for the improvement described above and the fiscal officer is hereby authorized and directed to issue a purchase order for said sum less Federal funds approved through Eastgate, upon the requisition of ODOT to pay the cost and expense of said improvement. The MetroParks hereby agree to assume the share of the cost and expense over and above the amount to be paid from Federal funds.
2. The MetroParks hereby requests the Director of ODOT to proceed with the aforesaid stream improvement project.
3. The Executive Director of the MetroParks is hereby authorized and directed to execute a contract with ODOT for the aforesaid stream improvement project and to coordinate all aspects of the project.
4. The MetroParks will transmit to the Director of ODOT a fully executed copy of this Resolution.

The motion was seconded by Dr. Shale and the roll being called upon its adoption, the vote resulted as follows:

Voting Aye: Dailey, Nunziato, Shale
Voting Nay: None

In other business, Dennis Miller, Golf Director announced that the People for MetroParks Golf outing was scheduled for May 21. David Imbrogno mentioned that the voting at the Farm went well, that he is on the Board of Cityscape, he has several speaking engagements scheduled, the program for the 50th Anniversary of the Gardens is coming up on the 19th of this month, the President of the McGuffey Association has been in contact with him, the Volunteer Appreciation Event is scheduled for August 6 at the MetroParks Farm, and he acknowledged Phil Pezzuto as acting Director of Maintenance in the absence/retirement of Tom Fountaine. Ginny Elser, Assistant Recreation Director spoke about the annual Easter Eggstravaganza. Phil Pezzuto gave the Board an update on the Maintenance Department. Carl Nunziato expressed the importance of diversity of all staff and volunteers.

Ms. Dailey announced that the next Regular Board Meeting has been scheduled for Monday, April 21, 2008, 6 p.m. at the MetroParks Farm.

The Board received the following public comment:

¥ Nancy Brundage stated that the Board meetings are becoming more informative.

At the end of the public comment session, the Board thanked the public for their comment.

Mr. Nunziato moved the Board meet in Executive Session for the purpose of discussing personnel matters. The motion was seconded by Dr. Shale, and the vote taken resulted as follows:

For Executive Session: Dailey, Nunziato, Shale
Against Executive Session: None

The motion was passed, and the Board met in Executive Session at 6:45 p.m.

The Board returned from the Executive Session at 8:01 p.m. Upon completion of the Executive Session, the Board adjourned its meeting.